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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/755,581	01/05/2001	Nobumasa Miyake	450100-02939	3808

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EXAMINER

BRUCKART, BENJAMIN R

ART UNIT	PAPER NUMBER
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2155

DATE MAILED: 12/03/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/755,581

Applicant(s)

MIYAKE ET AL.

Examiner

Benjamin R Bruckart

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 20 September 2004.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-9 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-9 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____

Detailed Action

Status of Claims:

Claims 1-9 are pending in this Office Action.

Response to Arguments

Applicant's arguments with respect to claims 1-7 have been considered but are moot in view of the new ground(s) of rejection.

Applicant's invention as claimed:

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1-9 are rejected under 35 U.S.C. 102(e) as being anticipated by Cagle et al.

Regarding claim 1, a method of setting up an Internet server (Cagle: col. 4, lines 50-53), comprising the steps of:

receiving, from a client, information on a connecting environment of said Internet server; (Cagle: col. 4, lines 40-53);

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generating setup information for said connecting environment to enable said Internet server to be connected to the Internet according to the information (Cagle: col. 5, lines 6-10; internet configuration software; lines 27-37; appropriate internet settings); and storing said setup information in a storage medium (Cagle: col. 6, lines 8-19; setting stored in primary storage device),

wherein said setup information allows the client to have said Internet server set up for Internet access upon installation of said storage medium (Cagle: col. 5, lines 27-37; storage medium needed to hold configuration instructions); and

wherein said setup information stored on said storage medium is updated when a setting processing procedure detects a change to said setup information (Cagle: col. 4, lines 40-53; preloaded configuration options changed; col. 5, lines 1-10; col. 6, lines 8-13).

Regarding claim 2, the method of setting up an Internet server according to claim 1, wherein

said setup information includes at least one IP address of said Internet server (Cagle: col. 4, lines 40-53), host name and domain name of a client.

Regarding claim 3, the method of setting up an Internet server according to claim 1, wherein

said storage medium stores a unique password pertaining to said Internet server that enables setup processing for said Internet server when said password matches an initial password which is set up in said Internet server (Cagle: col. 5, lines 10-25).

Regarding claim 8, the method of setting up an Internet server according to claim 1,

wherein said setting processing procedure is performed automatically upon detection of the change of said setup information (Cagle: col. 6, lines 38-43).

Regarding claim 4, a method of setting up an Internet server, comprising the steps of:

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accessing said Internet server and a storage medium related to said Internet server (Cagle: col. 4, lines 47-53); and

performing set up processing to connect said Internet server to the Internet by installing said storage medium on the Internet server (Cagle: col. 5, lines 27-37; storing internet configuration settings),

wherein information stored in said storage medium is information that pertains to a connecting environment of said Internet server and is updated when a setting processing procedure detects a change to the information (Cagle: col. 4, lines 40-53; preloaded configuration options changed; col. 5, lines 1-10; col. 6, lines 8-13).

Regarding claim 5, a method of setting an information communication apparatus for connecting to a network, said method comprising:

a first step of storing in a storage medium setting information for connecting said information communication apparatus to said network in a use environment of said information communication apparatus on the side of a client (Cagle: col. 5, lines 27-37; col. 6, lines 8-19); and

a second step of reading said setting information from said storage medium to initialize the connection of said information communication apparatus to said network upon installation of said storage medium on said information communication apparatus (Cagle: col. 5, lines 30-37) and updating the setting information when a setting processing procedure detects a change in the setting information (Cagle: col. 4, lines 40-53; preloaded configuration options changed; col. 5, lines 1-10; col. 6, lines 8-13).

Regarding claim 6, the method of setting an information communication apparatus according to claim 5, wherein

said first step stores a unique password in said storage medium together with said setting information (Cagle: col. 6, lines 8-19); and

said second step compares said password with a password previously set in said information communication apparatus (Cagle: col. 5, lines 10-31), and connects said

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information communication apparatus to said network when said password matches the password previously set in said information communication apparatus (Cagle: col. 5, lines 10-31).

Regarding claim 7, the method of setting an information communication apparatus according to claim 6, wherein

said storage medium comprises a semiconductor memory removable mounted to said information communication apparatus (Cagle: col. 6, lines 20-30).

Regarding claim 9, a method of setting up a network server (Cagle: col. 4, lines 50-53) comprising the steps of:

receiving, from a client, information on connection environment relating to said network server (Cagle: col. 4, lines 40-53);

generating setup information for said connecting environment to enable said network server to be connected to the network according to the information (Cagle: col. 5, lines 6-10; internet configuration software; lines 27-37; appropriate internet settings); and

storing said setup information in a storage medium (Cagle: col. 6, lines 8-19; setting stored in primary storage device),

wherein said setup information allows the client to have said network server set up for network access upon installation of said storage medium (Cagle: col. 5, lines 27-37; storage medium needed to hold configuration instructions; col. 4, lines 40-53), and

wherein said setup information stored on said storage medium is updated when a setting processing procedure detects a change to said setup information (Cagle: col. 4, lines 40-53; preloaded configuration options changed; col. 5, lines 1-10; col. 6, lines 8-13).

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Conclusion

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Benjamin R Bruckart whose telephone number is (571) 272-3982. The examiner can normally be reached on 8:00-5:30PM with every other Friday off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Hosain Alam can be reached on (571) 272-3978. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Benjamin R Bruckart
Examiner
Art Unit 2155
brb
December 1, 2004

brb

Hosain Alam
HOSAIN ALAM
SUPERVISORY PATENT EXAMINER